

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP No. 23241 OF 2017
DECIDED ON: OCTOBER 24, 2017

PHOOL PATI

.....PETITIONER

VERSUS

STATE OF HARYANA AND OTHERS

.....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Mr. Amit Kumar Jain, Advocate
for the petitioner.

JASPAL SINGH, J (ORAL)

By virtue of instant petition preferred under Article 226/227 of the Constitution of India, petitioner has sought issuance of a writ in the nature of mandamus directing the respondents to consider the claim of the petitioner and to decide legal notice dated 17.05.2017 (Annexure P-4) as well as to count the part time service rendered by her from the date of joining till the date of her regularization in the year 2006 as qualifying service. AND further to release all the retiral benefits along with interest on delayed payment.

2. At the very outset of the arguments, learned counsel for the petitioner submits that petitioner feels satisfied in case direction is issued to respondents to decide legal notice dated 17.05.2017 (Annexure P-4), within a stipulated period.

3. Instant petition is disposed of with a direction to the respondent(s)

to look into the grievances unfolded by the petitioner in her legal notice dated 17.05.2017 (Annexure P-4) and to deal with and dispose of the same, in accordance with law within a period of three months from the date of receipt of certified copy of this order. If the concerned authority comes to the conclusion that petitioner is entitled to the benefits claimed, to release the same with in next 45 days.

4. The claim of interest on delayed payment of retiral benefits to the petitioner shall also be considered in view of the observations made by Full Bench of this Court in case captioned as ***“R.S. Randhawa vs. State of Punjab, 1997 (3) RSJ 318.***

5. However, if the petitioner still feels aggrieved against the order passed by the concerned authority, she shall be at liberty to approach this Court.

OCTOBER 24, 2017
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(JASPAL SINGH)
JUDGE

Whether speaking/reasoned ***Yes***

Whether reportable ***Yes/No***